

Exhibit B

Weingarten, James

From: Bernick, Justin W. <justin.bernick@hoganlovells.com>
Sent: Tuesday, November 01, 2016 9:18 AM
To: Weingarten, James; Levinstein, Mark
Subject: RE: Steward v. BCBSRI

Thanks, James. I will circulate a dial in for 11:00.

We are unaware of any authority that a party must wait until a privilege log is produced before filing a motion to compel. If you can send the authority you are relying upon for that position in advance of the call, that would be helpful.

The basis for BCBSRI's position is simple – the documents are not privileged.

From: Weingarten, James [mailto:JWeingarten@wc.com]
Sent: Tuesday, November 01, 2016 9:02 AM
To: Bernick, Justin W.; Levinstein, Mark
Subject: RE: Steward v. BCBSRI

Justin:

Blue Cross's challenge cannot be ripe before Steward has produced a privilege log and any redacted versions of the clawed back documents.

In any event, we again ask that you please provide the basis for "BCBSRI's view" that "the listed documents are not privileged, neither in whole nor in part."

We are available anytime between 11am and 1pm to meet and confer, and we ask that you answer our question before we confer so that we may have a meaningful discussion. We remind you that BCBSRI is obliged to return and/or destroy the clawed back information.

Sincerely,
James

From: Bernick, Justin W. [mailto:justin.bernick@hoganlovells.com]
Sent: Monday, October 31, 2016 8:53 PM
To: Weingarten, James <JWeingarten@wc.com>; Levinstein, Mark <MLevinstein@wc.com>
Subject: RE: Steward v. BCBSRI

James,

There is no need to wait for Steward's privilege log or any redactions to file our motion. In BCBSRI's view, the listed documents are not privileged, neither in whole nor in part.

Could you please let me know your availability for tomorrow? We would like to get the motion in front of the court.

Thanks,

Justin

From: Weingarten, James [<mailto:JWeingarten@wc.com>]
Sent: Monday, October 31, 2016 5:34 PM
To: Bernick, Justin W.; Levinstein, Mark
Subject: RE: Steward v. BCBSRI

Justin:

We will let you know. We are a bit confused how you expect to meet and confer when you have not confirmed destruction of the clawed back documents, and we have not yet served a privilege log and any newly redacted versions of the documents. Please explain.

Sincerely,
James

From: Bernick, Justin W. [<mailto:justin.bernick@hoganlovells.com>]
Sent: Monday, October 31, 2016 4:21 PM
To: Levinstein, Mark <MLevinstein@wc.com>; Weingarten, James <JWeingarten@wc.com>
Subject: RE: Steward v. BCBSRI

Mark,

I just wanted to follow up on the below and see when you might be able to meet and confer. Given the pending depositions, we would like to move forward quickly on this.

Thanks,
Justin

From: Bernick, Justin W.
Sent: Monday, October 31, 2016 10:48 AM
To: 'Levinstein, Mark'; Weingarten, James (JWeingarten@wc.com)
Subject: Steward v. BCBSRI

Mark,

I am writing with respect to James' October 26 claw back letter.

BCBSRI intends to file a motion to compel production of the thirteen documents in that letter listed below on the basis that the documents are not privileged. Please let us know if you and/or James are available this afternoon for a meet and confer consistent with the local rules.

STEWARD00008556
STEWARD00072725
STEWARD00076842
STEWARD00076872

STEWARD00089188
STEWARD00562565
STEWARD00588791
STEWARD00589032
STEWARD00589422
STEWARD00592035
STEWARD00592477
STEWARD00592715
STEWARD00593916

Thanks,
Justin

Justin Bernick
Counsel

Hogan Lovells US LLP
Columbia Square
555 Thirteenth Street, NW
Washington, DC 20004

Tel: +1 202 637 5600
Direct: +1 202 637 5485
Fax: +1 202 637 5910
Email: justin.bernick@hoganlovells.com
www.hoganlovells.com

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